

PROFESSIONAL LICENSURE DIVISION[645]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of Iowa Code section 147.76, the Board of Optometry hereby gives Notice of Intended Action to amend Chapter 180, “Licensure of Optometrists,” Chapter 181, “Continuing Education for Optometrists,” and Chapter 182, “Practice of Optometrists,” Iowa Administrative Code.

The proposed amendments would update requirements for optometry licensure to be consistent with Iowa Code chapters 147 and 154 and remove outdated language.

Any interested person may make written comments on the proposed amendments no later than April 23, 2013, addressed to Judy Manning, Professional Licensure Division, Department of Public Health, Lucas State Office Building, Des Moines, Iowa 50319-0075; e-mail judith.manning@idph.iowa.gov.

A public hearing will be held on April 23, 2013, from 8:30 to 9 a.m. in the Fifth Floor Board Conference Room 526, Lucas State Office Building, at which time persons may present their views either orally or in writing. At the hearing, persons will be asked to give their names and addresses for the record and to confine their remarks to the subject of the proposed amendments.

Proposed rules are subject to waiver as defined in 645—Chapter 18.

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code sections 147.34, 147.49, 154.1, 154.3, 154.10 and 272C.2.

The following amendments are proposed.

ITEM 1. Rescind the definitions of “Diagnostically certified optometrist,” “DPA” and “Reciprocal license” in rule **645—180.1(154)**.

ITEM 2. Amend rule **645—180.1(154)**, definition of “Therapeutically certified optometrist,” as follows:

~~“Therapeutically certified optometrist~~ Optometrist” means an optometrist who is licensed to practice optometry in Iowa and who is certified by the board of optometry to ~~use~~ employ all diagnostic and therapeutic pharmaceutical agents for the purpose of diagnosis and treatment of the conditions of the human eye and adnexa, excluding the use of injections other than to counteract an anaphylactic reaction, and notwithstanding Iowa Code section 147.107, may without charge supply any of the above pharmaceuticals to commence a course of therapy, with the exclusions cited in Iowa Code chapter 154.

ITEM 3. Rescind and reserve subrule **180.2(2)**.

ITEM 4. Amend rule 645—180.3(154), introductory paragraph, as follows:

645—180.3(154) Licensure by endorsement. An applicant who has been a licensed optometrist under laws of another jurisdiction for three years or more shall file an application for licensure by endorsement with the board office. ~~An applicant for licensure to practice optometry in Iowa may only apply to be a therapeutically certified optometrist.~~ The board may receive by endorsement any applicant from the District of Columbia or another state, territory, province or foreign country who:

ITEM 5. Amend subrule 180.3(3) as follows:

180.3(3) Provides an official copy of the transcript sent directly from the school to the board office. The transcript shall show a doctor of optometry degree from an accredited school. In the case of foreign graduates, applicants shall provide evidence of adherence to the current requirements of the NBEO to sit for the NBEO examination;

ITEM 6. Amend subparagraph **181.3(2)“c”(2)**, paragraph “1,” as follows:

1. ~~Twenty~~ A combined total of 40 hours required from COPE Category B (Ocular Disease and Management) and 20 hours required from COPE Category C (Related Systemic Disease) with a minimum of 14 hours in each category; and

ITEM 7. Amend rule 645—182.4(155A), introductory paragraph, as follows:

645—182.4(155A) Prescription drug orders. Each prescription drug order furnished by a ~~therapeutically certified~~ an optometrist in this state shall meet the following requirements: